



11-60-10

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PATENT
Customer No. 23,630
Attorney Docket No. 068911-0116

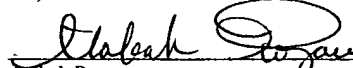
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
M. Tripp, *et al.*) Group Art Unit: 1618
)
Application No.: 10/532,388) Gembeil, Shirley V.
)
Filed: March 21, 2007)
)
International Filing Date: October 20, 2003) Confirmation No.: 1774
)
For: Compositions that Treat or Inhibit
Pathological Conditions Associated with
Inflammatory Response

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the U.S. Postal Service via Express Mail Label No. EV643770767US, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted (571-273-8300) to the USPTO, on the date indicated below.

Date: November 9, 2010


Atabak Royace

M.S. Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

Applicants and their attorney are aware of the following publications and information, listed on the attached Form PTO-1449 Form, and in accordance with 37 C.F.R. §§ 1.56 and 1.97(b) hereby submit these publications for the Examiner's consideration. According to the United States Patent and Trademark Office OG Notices: 05 August 2003, copies of cited U.S. patents and U.S. patent application publications are waived and not submitted with this Statement. Enclosed are copies of foreign references B1-B57, and other references cited as C1-C138. This Statement is being filed before the receipt of a Final Office Action in the above-referenced application.

This Statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of

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any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, the Applicant understands that the Examiner will make an independent evaluation of the cited publications.

If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited document does not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents. Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

This IDS is being filed after receiving a first Office Action. The commissioner is hereby authorized to charge \$180.00 and any additional fees that may be required, or credit any overpayment, to our Deposit Account No. 50-1133.

Respectfully submitted,

McDERMOTT, WILL & EMERY, LLP.

A handwritten signature in black ink, appearing to read 'Atabak Royae', is written over a horizontal line.

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Dated: November 9, 2010